

STATE OF NORTH CAROLINA
COUNTY OF WAKE

FILED IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

IN RE: SEARCH WARRANT
ISSUED IN CONNECTION
WITH THE INVESTIGATION
BY N.C. STATE BUREAU OF
INVESTIGATION 2018-00619

2019 FEB 14 PM 12:30

WAKE COUNTY, N.C. MOTION

Now comes the State of North Carolina by and through District Attorney Lorrin Freeman for an order sealing the search warrant, the application of search warrant and the inventories of the items seized pursuant to the search warrant by the N.C. State Bureau of Investigation. The State shows the following:

1. The N.C. State Bureau of Investigation is involved in an ongoing investigation. At this time, no charges have been initiated and the investigation continues.
2. That the investigators with the N.C. State Bureau of Investigation applied for a search warrant to obtain records in the custody and control of Metro PCS in the above captioned investigation on January 17, 2019.
3. That once served return of the search warrant, the return and inventories of items seized will be made to the Wake County Clerk of Superior Court.
4. That these search warrants, including the inventories, and the returns thereof, have not been filed heretofore with the Wake County Clerk of Court.
5. That the affidavit attached to these search warrants include information that has not been previously been made public and to publicly disclose the information might hamper or impede this investigation and/or may release information that could adversely affect persons who are not charged with committing a crime and materially prejudice further adjudicable procedures involving this investigation and any subsequent prosecution and will jeopardize the right of the State to prosecute a defendant or the right of the defendant to receive a fair trial or will undermine an ongoing investigation.

WHEREFORE, the State moves the Court seal the application for search warrant and search warrant applied for on January 17, 2019, the return and inventories of items seized by the N.C. State Bureau of Investigation and this motion.

This, the 17th day of January 17, 2019


N. Lorrin Freeman
District Attorney

STATE OF NORTH CAROLINA
COUNTY OF WAKE

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IN RE: SEARCH WARRANT
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WAKE COUNTY, C.S.C.

ORDER RE: SEARCH WARRANT

THIS CAUSE HAVING COME ON TO BE HEARD before the Judge
Presiding, and it appearing to the Court:

1. That a search warrant was issued on January 17, 2019, at the request of the N.C. State Bureau of Investigation as part of an ongoing investigation. This search warrant was for the purpose of obtaining records in the custody and control of Metro PCS.
2. That the success of this investigation by the N.C. State Bureau of Investigation may be hindered by the publishing, at this time, of the contents of the application and warrant, and return thereof, this Motion and Order in the several manners described in the State's Motion to Seal.
3. That information included in the search warrant, any attachments, application for search, the inventories of items seized, and the return includes sensitive information which is the subject of an ongoing investigation. The Court finds that return of the search warrant, any attachments, application for search, the inventories of items seized and the return is proper in Wake County based on the search warrant having been served in Wake County and in an effort to protect the investigation.
4. That the interest of justice will best be served by temporarily sealing said warrant, any attachments, return, application for search, the inventories of items seized, the Motion and Order.
5. That to publicly disclose the basis for the search warrant, or the inventory of those matters recovered from this location might hamper or impede this investigation and/or may release information that could adversely affect persons who are not charged with committing a crime and materially prejudice further adjudicable procedures involving this investigation and any subsequent prosecution and will jeopardize the right of the state to prosecute a

defendant or the right of the defendant to receive a fair trial or will undermine an ongoing investigation.

6. The information gained in the execution of this search warrant may be of substantial investigative value, leading to other searches, and that this entire investigation is an active process at this time.

It is therefore ORDERED that the application and search warrant, issued on the above referenced date, and the return and inventories therefore, and this Motion be sealed by the Court and the contents thereof not released for period of 90 days, with leave to request an additional period upon showing of good cause.

This, the 17th day of January 2019.


Superior Court Judge